

PATENT COOPERATION TREATY

From the INTERNATIONAL SEARCHING AUTHORITY

PCT

TO: KANCELARIA PATENTOWA ALEKSANDRA MARCINSKA Attn. Marcinska, Aleksandra Ul. M. Dabrowskiej 9/57 01-903 Warsaw POLAND

NOTIFICATION OF TRANSMITTAL OF THE INTERNATIONAL SEARCH REPORT AND THE WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY OR THE DECLARATION W PŁYNĘĆ O

2004 -08- 08

Kancelaria Patentowa (PCT Rule 44.1)

Aleksandra Marcinska

(day/month/year)

03/09/2004

Applicant's or agent's file reference DDU/04 . 02	FOR FURTHER ACTION See paragraphs 1 and 4 below
International application No. PCT/PL2004/000015	International filing date (day/month/year) 29/02/2004
Applicant KULAKOWSKI, Henryk	

1. The applicant is hereby notified that the international search report and the written opinion of the International Searching Authority have been established and are transmitted herewith.

Filing of amendments and statement under Article 19:

The applicant is entitled, if he so wishes, to amend the claims of the International Application (see Rule 46):

When? The time limit for filing such amendments is normally 2 months from the date of transmittal of the International Search Report; however, for more details, see the notes on the accompanying sheet.

Where? Directly to the International Bureau of WIPO, 34 chemin des Colombettes 1211 Geneva 20, Switzerland, Fascimile No.: (41-22) 740.14.35

For more detailed instructions, see the notes on the accompanying sheet.

2. The applicant is hereby notified that no international search report will be established and that the declaration under Article 17(2)(a) to that effect and the written opinion of the International Searching Authority are transmitted herewith.
3. **With regard to the protest** against payment of (an) additional fee(s) under Rule 40.2, the applicant is notified that:

- the protest together with the decision thereon has been transmitted to the International Bureau together with the applicant's request to forward the texts of both the protest and the decision thereon to the designated Offices.
- no decision has been made yet on the protest; the applicant will be notified as soon as a decision is made.

4. Reminders

Shortly after the expiration of **18 months** from the priority date, the international application will be published by the International Bureau. If the applicant wishes to avoid or postpone publication, a notice of withdrawal of the international application, or of the priority claim, must reach the International Bureau as provided in Rules 90bis.1 and 90bis.3, respectively, before the completion of the technical preparations for international publication.

The applicant may submit comments on an informal basis on the written opinion of the International Searching Authority to the International Bureau. The International Bureau will send a copy of such comments to all designated Offices unless an international preliminary examination report has been or is to be established. These comments would also be made available to the public but not before the expiration of 30 months from the priority date.

Within **19 months** from the priority date, but only in respect of some designated Offices, a demand for international preliminary examination must be filed if the applicant wishes to postpone the entry into the national phase until **30 months** from the priority date (in some Offices even later); otherwise, the applicant must, **within 20 months** from the priority date, perform the prescribed acts for entry into the national phase before those designated Offices.

In respect of other designated Offices, the time limit of **30 months** (or later) will apply even if no demand is filed within 19 months.

See the Annex to Form PCT/IB/301 and, for details about the applicable time limits, Office by Office, see the *PCT Applicant's Guide*, Volume II, National Chapters and the WIPO Internet site.

Name and mailing address of the International Searching Authority  European Patent Office, P.B. 5818 Patentlaan 2 NL-2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl, Fax: (+31-70) 340-3016	Authorized officer Matthew Davis
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NOTES TO FORM PCT/ISA/220

These Notes are intended to give the basic instructions concerning the filing of amendments under article 19. The Notes are based on the requirements of the Patent Cooperation Treaty, the Regulations and the Administrative Instructions under that Treaty. In case of discrepancy between these Notes and those requirements, the latter are applicable. For more detailed information, see also the PCT Applicant's Guide, a publication of WIPO.

In these Notes, "Article", "Rule", and "Section" refer to the provisions of the PCT, the PCT Regulations and the PCT Administrative Instructions respectively.

INSTRUCTIONS CONCERNING AMENDMENTS UNDER ARTICLE 19

The applicant has, after having received the international search report, one opportunity to amend the claims of the international application. It should however be emphasized that, since all parts of the international application (claims, description and drawings) may be amended during the international preliminary examination procedure, there is usually no need to file amendments of the claims under Article 19 except where, e.g. the applicant wants the latter to be published for the purposes of provisional protection or has another reason for amending the claims before international publication. Furthermore, it should be emphasized that provisional protection is available in some States only.

What parts of the International application may be amended?

Under Article 19, only the claims may be amended.

During the international phase, the claims may also be amended (or further amended) under Article 34 before the International Preliminary Examining Authority. The description and drawings may only be amended under Article 34 before the International Examining Authority.

Upon entry into the national phase, all parts of the international application may be amended under Article 28 or, where applicable, Article 41.

When?

Within 2 months from the date of transmittal of the international search report or 16 months from the priority date, whichever time limit expires later. It should be noted, however, that the amendments will be considered as having been received on time if they are received by the International Bureau after the expiration of the applicable time limit but before the completion of the technical preparations for international publication (Rule 46.1).

Where not to file the amendments?

The amendments may only be filed with the International Bureau and not with the receiving Office or the International Searching Authority (Rule 46.2).

Where a demand for international preliminary examination has been/is filed, see below.

How?

Either by cancelling one or more entire claims, by adding one or more new claims or by amending the text of one or more of the claims as filed.

A replacement sheet must be submitted for each sheet of the claims which, on account of an amendment or amendments, differs from the sheet originally filed.

All the claims appearing on a replacement sheet must be numbered in Arabic numerals. Where a claim is cancelled, no renumbering of the other claims is required. In all cases where claims are renumbered, they must be renumbered consecutively (Administrative Instructions, Section 205(b)).

The amendments must be made in the language in which the international application is to be published.

What documents must/may accompany the amendments?

Letter (Section 205(b)):

The amendments must be submitted with a letter.

The letter will not be published with the international application and the amended claims. It should not be confused with the "Statement under Article 19(1)" (see below, under "Statement under Article 19(1)").

The letter must be in English or French, at the choice of the applicant. However, if the language of the international application is English, the letter must be in English; if the language of the international application is French, the letter must be in French.

NOTES TO FORM PCT/ISA/220 (continued)

The letter must indicate the differences between the claims as filed and the claims as amended. It must, in particular, indicate, in connection with each claim appearing in the international application (it being understood that identical indications concerning several claims may be grouped), whether

- (i) the claim is unchanged;
- (ii) the claim is cancelled;
- (iii) the claim is new;
- (iv) the claim replaces one or more claims as filed;
- (v) the claim is the result of the division of a claim as filed.

The following examples illustrate the manner in which amendments must be explained in the accompanying letter:

1. [Where originally there were 48 claims and after amendment of some claims there are 51]:
"Claims 1 to 29, 31, 32, 34, 35, 37 to 48 replaced by amended claims bearing the same numbers; claims 30, 33 and 36 unchanged; new claims 49 to 51 added."
2. [Where originally there were 15 claims and after amendment of all claims there are 11]:
"Claims 1 to 15 replaced by amended claims 1 to 11."
3. [Where originally there were 14 claims and the amendments consist in cancelling some claims and in adding new claims]:
"Claims 1 to 6 and 14 unchanged; claims 7 to 13 cancelled; new claims 15, 16 and 17 added." or
"Claims 7 to 13 cancelled; new claims 15, 16 and 17 added; all other claims unchanged."
4. [Where various kinds of amendments are made]:
"Claims 1-10 unchanged; claims 11 to 13, 18 and 19 cancelled; claims 14, 15 and 16 replaced by amended claim 14; claim 17 subdivided into amended claims 15, 16 and 17; new claims 20 and 21 added."

"Statement under article 19(1)" (Rule 46.4)

The amendments may be accompanied by a statement explaining the amendments and indicating any impact that such amendments might have on the description and the drawings (which cannot be amended under Article 19(1)).

The statement will be published with the international application and the amended claims.

It must be in the language in which the international application is to be published.

It must be brief, not exceeding 500 words if in English or if translated into English.

It should not be confused with and does not replace the letter indicating the differences between the claims as filed and as amended. It must be filed on a separate sheet and must be identified as such by a heading, preferably by using the words "Statement under Article 19(1)."

It may not contain any disparaging comments on the international search report or the relevance of citations contained in that report. Reference to citations, relevant to a given claim, contained in the international search report may be made only in connection with an amendment of that claim.

Consequence if a demand for international preliminary examination has already been filed

If, at the time of filing any amendments under Article 19, a demand for international preliminary examination has already been submitted, the applicant must preferably, at the same time of filing the amendments with the International Bureau, also file a copy of such amendments with the International Preliminary Examining Authority (see Rule 62.2(a), first sentence).

Consequence with regard to translation of the international application for entry into the national phase

The applicant's attention is drawn to the fact that, where upon entry into the national phase, a translation of the claims as amended under Article 19 may have to be furnished to the designated/elected Offices, instead of, or in addition to, the translation of the claims as filed.

For further details on the requirements of each designated/elected Office, see Volume II of the PCT Applicant's Guide.

PATENT COOPERATION TREATY

PCT

INTERNATIONAL SEARCH REPORT

(PCT Article 18 and Rules 43 and 44)

WPŁYNĘŁO
2004 -09- 08
Kancelaria Patentowa Aleksandra Marcińska

Applicant's or agent's file reference DDU/04 . 02	FOR FURTHER ACTION	
International application No. PCT/PL2004/000015	International filing date (day/month/year) 29/02/2004	(Earliest) Priority Date (day/month/year) 17/12/2003
Applicant KULAKOWSKI, Henryk		

This International Search Report has been prepared by this International Searching Authority and is transmitted to the applicant according to Article 18. A copy is being transmitted to the International Bureau.

This International Search Report consists of a total of 5 sheets.

It is also accompanied by a copy of each prior art document cited in this report.

1. Basis of the report

- a. With regard to the language, the international search was carried out on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

The international search was carried out on the basis of a translation of the international application furnished to this Authority (Rule 23.1(b)).

- b. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, see Box No. I.

2. Certain claims were found unsearchable (See Box II).

3. Unity of invention is lacking (see Box III).

4. With regard to the title,

the text is approved as submitted by the applicant.

the text has been established by this Authority to read as follows:

5. With regard to the abstract,

the text is approved as submitted by the applicant.

the text has been established, according to Rule 38.2(b), by this Authority as it appears in Box No. IV. The applicant may, within one month from the date of mailing of this international search report, submit comments to this Authority.

6. With regards to the drawings,

- a. the figure of the drawings to be published with the abstract is Figure No. _____

as suggested by the applicant.

as selected by this Authority, because the applicant failed to suggest a figure.

as selected by this Authority, because this figure better characterizes the invention.

- b. none of the figures is to be published with the abstract.

INTERNATIONAL SEARCH REPORT

International application No.

PCT/PL2004/000015

Box No. IV Text of the abstract (Continuation of item 5 of the first sheet)

A method of effecting access to services in a telecommunication network is the fact that the service can be accessed from the user's terminal identically with the use of two complementary interfaces: a voice and a text terminal with the use of USSD commands, where the service is effected when the user initiates a connection with the service access number, which in the case of a voice interface is treated as a telecommunication number of the chosen service, and in the case of a text interface it is treated as a USSD command, consisting of the same digit sequences, and differing only in the characters "*" and "#", included therein, whereas the differences are responsible for choosing a channel

by the telecommunication network, and what comes with it, also for choosing of an interface, through which the user's connection with the service would be effected, and the decision on how this connection is to be handled preferably is made by the service, basing on information related to the incoming connection, received either directly from the telecommunication network or indirectly from the telecommunication operator.

INTERNATIONAL SEARCH REPORT

International Application No PCT/PL2004/000015

A. CLASSIFICATION OF SUBJECT MATTER IPC 7 H04Q7/22 H04M3/42 H04M3/493

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols) IPC 7 H04Q H04M
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Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)
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EPO-Internal, WPI Data, PAJ

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	US 2003/144016 A1 (FINE ERAN ET AL) 31 July 2003 (2003-07-31) paragraph '0073! - paragraph '0077! paragraph '0050! - paragraph '0064! paragraph '0035! - paragraph '0040! paragraph '0019! - paragraph '0022! paragraph '0013! - paragraph '0013! paragraph '0003! - paragraph '0005! -----	1-6
X	US 5 943 611 A (MOELNE ANDERS LENNART) 24 August 1999 (1999-08-24) column 9, line 43 - column 10, line 62 column 6, line 4 - line 31 column 5, line 33 - line 46 column 1, line 37 - line 47 -----	1-6
A	US 2002/123359 A1 (GHE EUGENE ET AL) 5 September 2002 (2002-09-05) -----	1-6
	-----	-/-

Further documents are listed in the continuation of box C.

Patent family members are listed in annex.

* Special categories of cited documents :

- *A* document defining the general state of the art which is not considered to be of particular relevance
- *E* earlier document but published on or after the international filing date
- *L* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
- *O* document referring to an oral disclosure, use, exhibition or other means
- *P* document published prior to the international filing date but later than the priority date claimed

T later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention

X document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone

Y document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art.

& document member of the same patent family

Date of the actual completion of the International search	Date of mailing of the international search report
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24 August 2004	03/09/2004
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Name and mailing address of the ISA	Authorized officer
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European Patent Office, P.B. 5818 Patentlaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl. Fax: (+31-70) 340-3016	Domínguez, I
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INTERNATIONAL SEARCH REPORT

International Application No
PCT/PL2004/000015

C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	DE 199 42 607 A (SIEMENS AG) 8 March 2001 (2001-03-08) column 4, line 63 - column 5, line 50 column 3, line 48 - column 4, line 16 -----	1-6

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/PL2004/000015

Patent document cited in search report	Publication date		Patent family member(s)	Publication date
US 2003144016	A1	31-07-2003	AU 6629501 A EP 1295492 A1 AU 6994001 A WO 0199445 A1 WO 0198867 A2 US 2002022485 A1 US 2002099799 A1	02-01-2002 26-03-2003 02-01-2002 27-12-2001 27-12-2001 21-02-2002 25-07-2002
US 5943611	A	24-08-1999	US 5689547 A AU 707694 B2 AU 7523996 A BR 9611404 A CA 2233688 A1 CN 1200862 A ,B DE 69632162 D1 EE 9800138 A EP 0858712 A1 HK 1017798 A1 JP 2000511007 T NO 981980 A PL 326556 A1 RU 2153239 C2 TR 9800772 T2 WO 9716935 A1	18-11-1997 15-07-1999 22-05-1997 05-01-1999 09-05-1997 02-12-1998 19-05-2004 15-10-1998 19-08-1998 29-08-2003 22-08-2000 30-06-1998 28-09-1998 20-07-2000 21-08-1998 09-05-1997
US 2002123359	A1	05-09-2002	US 2002116450 A1	22-08-2002
DE 19942607	A	08-03-2001	DE 19942607 A1 WO 0117280 A2	08-03-2001 08-03-2001

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

To:

see form PCT/ISA/220

Katarzyna Aleksandra Marcinińska

PCT

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

WPŁYNEŁO

2004 -09- 08

Date of mailing
(day/month/year) see form PCT/ISA/210 (second sheet)

Applicant's or agent's name:
KULAKOWSKI, Henryk
see form PCT/ISA/220

FOR FURTHER ACTION
See paragraph 2 below

International application No. PCT/PL2004/000015	International filing date (day/month/year) 29.02.2004	Priority date (day/month/year) 17.12.2003
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International Patent Classification (IPC) or both national classification and IPC
H04Q7/22, H04M3/42, H04M3/493

Applicant
KULAKOWSKI, Henryk

1. This opinion contains indications relating to the following items:

- Box No. I Basis of the opinion
- Box No. II Priority
- Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- Box No. IV Lack of unity of invention
- Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- Box No. VI Certain documents cited
- Box No. VII Certain defects in the international application
- Box No. VIII Certain observations on the international application

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will usually be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA"). However, this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of three months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA:



European Patent Office
D-80298 Munich
Tel. +49 89 2399 - 0 Tx: 523656 epmu d
Fax: +49 89 2399 - 4465

Authorized Officer

Domínguez, I

Telephone No. +49 89 2399-2232



Box No. I Basis of the opinion

1. With regard to the **language**, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
 This opinion has been established on the basis of a translation from the original language into the following language , which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).
2. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
 - a. type of material:
 a sequence listing
 table(s) related to the sequence listing
 - b. format of material:
 in written format
 in computer readable form
 - c. time of filing/furnishing:
 contained in the international application as filed.
 filed together with the international application in computer readable form.
 furnished subsequently to this Authority for the purposes of search.
3. In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**

International application No.
PCT/PL2004/000015

Box No. II Priority

1. The following document has not been furnished:

- copy of the earlier application whose priority has been claimed (Rule 43bis.1 and 66.7(a)).
 translation of the earlier application whose priority has been claimed (Rule 43bis.1 and 66.7(b)).

Consequently it has not been possible to consider the validity of the priority claim. This opinion has nevertheless been established on the assumption that the relevant date is the claimed priority date.

2. This opinion has been established as if no priority had been claimed due to the fact that the priority claim has been found invalid (Rules 43bis.1 and 64.1). Thus for the purposes of this opinion, the international filing date indicated above is considered to be the relevant date.
3. Additional observations, if necessary:

**Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or
industrial applicability; citations and explanations supporting such statement**

1. Statement

Novelty (N)	Yes: Claims	
	No: Claims	1-6
Inventive step (IS)	Yes: Claims	
	No: Claims	1-6
Industrial applicability (IA)	Yes: Claims	1-6
	No: Claims	

2. Citations and explanations

see separate sheet

Box No. VII Certain defects in the international application

The following defects in the form or contents of the international application have been noted:

see separate sheet

10/583129

1AP20 Rec'd PCT/PTO 16 JUN 2006

International application No.

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING
AUTHORITY (SEPARATE SHEET)**

PCT/PL2004/000015

Concerning section V

Reasoned statement with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. The following documents (D) are referred to in this communication:

D1: US 2003/144016 A1 (FINE ERAN ET AL) 31 July 2003 (2003-07-31)

D2: US-A-5 943 611 (MOELNE ANDERS LENNART) 24 August 1999 (1999-08-24)

2. The present application does not meet the requirements of Article 5 PCT that the description shall disclose the invention in manner sufficiently clear and complete for the invention to be carried out by a person skilled in the art. This applies in particular to the term "simultaneously", in "the service can be accessed from the user's terminal identically and simultaneously with the use of two complementary interfaces", used throughout the description and in claim 1.

It is apparent from the description (see in particular page 3, lines 18 to 24; page 6, lines 1 to 8; page 7, lines 13 to 18 and the examples provided on pages 8 to 11) that one interface **or** the other is used at a certain time to gain access to the service, i.e. that both interfaces are not used simultaneously, but in alternate modes. It is nowhere disclosed in the application how the two interfaces could work simultaneously to gain access to the service.

The present opinion has therefore been established as if the word "simultaneously" were not present in the claims.

3. In addition, the claims do not clearly define the matter for which protection is sought, contrary to Article 6 PCT, for the following reasons:

- 3.1. The following features of claims 1, 2 and 4 to 6 have no antecedent:

Claim 1: "*the user's terminal*" (line 5), "*the service access number*" (lines 9-10), "*the differences*" (line 15), "*the incoming connection*" (line 21), "*the telecommunication operator*" (line 23).

Claim 2: "*the connection session*" (page 13, line 4).

Claim 4: "*the term of access*" (line 13).

Claim 5: "*the term of a connection*" (line 16).

Claim 6: "*the subsequent connection*" (line 21).

- 3.2. Moreover, some of the expressions employed in the claims do not have a well recognised meaning and thus render unclear the matter for which protection is sought.

This is the case of the expression "what comes with it" in claim 1 (line 17), and of the expressions "the term of access" and "the term of a connection" used respectively in claims 4 and 5.

- 3.3. Furthermore, the expression "can be any other interface", used in claim 3, unduly broadens the scope of protection, is vague and unclear and leaves the reader in doubt as to the meaning of the technical feature to which it refers, thereby rendering the definition of the subject-matter of said claim unclear, Article 6 PCT.
4. In addition, the applicant's attention is drawn to the fact that the use of expressions such as "preferably", as in claims 1 and 2, has no limiting effect on the scope of a claim, and therefore, the features to which such expressions refer are regarded as entirely optional (see PCT-Guidelines, C-III, Part II, Chapter 5, 5.40).
- 5.1. The above lack of clarity objections notwithstanding, the present application does not meet the criteria of Article 33(1) PCT, because the subject-matter of claims 1 to 6 is not new in the sense of Article 33(2) PCT.

Document D1 discloses (the references in parentheses applying to this document), according to the features of claim 1, a method of effecting access to services in a telecommunication network (see e.g. the abstract), wherein the service can be accessed from a user's terminal identically with the use of two complementary interfaces: a voice and a text terminal with the use of USSD commands (see e.g. paragraph 56), where the service is effected when the user initiates a connection with a service access number (cf. paragraph 50, in particular lines 3 to 6), which in the case of a voice interface is treated as a telecommunication number of the chosen service (see paragraph 50, lines 6-7; see also paragraphs 63 and 64), and in the case of a text interface is treated as a USSD command (see paragraph 73 and 74), consisting of the same digit sequences, and differing only in the characters "*" and "#" (see paragraphs 73 and 76), included therein, whereas this difference in the characters "*" and "#" is responsible for choosing a channel by the telecommunication network (see paragraph 58 and paragraph 73, last 4 lines) and for choosing of an interface, through which the user's connection with the

The features of claim 5, as far as they can be construed, are also disclosed both in D1 (see paragraph 61 in combination with paragraph 73 or 76) and in D2 (cf. column 9, lines 43 to 48).

Finally, the features of claim 6 are disclosed in D1 (cf. paragraph 36) and D2

Therefore, the dependent claims, either alone or in combination, cannot be considered to offer a basis for an inventive main claim.

Concerning section VII

Certain defects in the international application

1. Independent claim 1 is not in the proper two-part form in accordance with Rule 6.3(b) PCT, which in the present case would be appropriate, with those features known in combination from the prior art (D1) being placed in the preamble (Rule 6.3(b)(I) PCT) and with the remaining features being included in the characterising part (Rule 6.3(b)(ii) PCT).
2. Contrary to the requirements of Rule 5.1(a)(ii) PCT, the relevant background art disclosed in the document D1 and D2 is not mentioned in the description, nor are these documents identified therein.

service would be effected (see e.g. paragraph 53; see also paragraph 62), and the decision on how this connection is to be handled is based on information related to the user's connection with the service (see paragraph 38), received from the telecommunication network (from resolving server 24, see again paragraph 53).

Hence, document D1 already discloses all the features of claim 1, which therefore lacks novelty, contrary to Article 33(2) PCT.

- 5.2. Furthermore, even if it were argued that the subject-matter of claim 1 is novel, based on minor differences between the claimed and the known methods, it would not involve an inventive step, Article 33(3) PCT, especially as D1 addresses the same problem (application: see page 3, lines 6 to 10; D1: paragraph 13) and discloses the same type of solution as the present application.
- 5.3. Moreover, the above objections regarding novelty and inventive step could also have been raised in view of document D2 (see in particular column 6, lines 4 to 31 and column 9, lines 43 to 62).

Hence, in the light of the disclosure of D2, the subject-matter of claim 1 is neither new (Article 33(2) PCT) nor involves an inventive step (Article 33(3) PCT) and therefore claim 1 does not meet the requirements of Article 33(1) PCT.

6. The additional features set out in the dependent claims 2 to 6 do not seem to add anything which is both new and of inventive significance to claim 1, to which they are appended, taking into account the disclosure of the above cited documents D1 and D2, as well as the general knowledge in the art.

Indeed, the features of claim 2 are already known from D1 (see e.g. paragraph 63 or 73).

An SMS interface, as in claim 3, is disclosed both in D1 (cf. paragraph 74) and in D2 (see column 9, lines 43 to 48).

The provision of connection to another user by accessing a server, as in claim 4, is directly derivable from D1 (see paragraph 74) and is disclosed in D2 (cf. column 1, lines 37 to 47).

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